

07-11-01

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## UTILITY PATENT APPLICATION TRANSMITTAL

Submit an original and a duplicate for fee processing  
(Only for new nonprovisional applications under 37 CFR 1.53(b))

## ADDRESS TO:

Assistant Commissioner for Patents  
Box Patent Application  
Washington, D.C. 20231

Attorney Docket No. 98,169-A

First Named Inventor Lee F. Holeva

Express Mail No. EL604651428US

JC986 U.S. PTO

09/902213

## APPLICATION ELEMENTS

1. ☒ Transmittal Form with Fee
2. ☒ Specification (including claims and abstract) [Total Pages 22]
3. ☒ Drawings [Total Sheets 6]
4. ☒ Oath or Declaration [Total Pages 2]
  - a. ☐ Newly executed
  - b. ☒ Copy from prior application  
[Note Boxes 5 and 18 below]
    - i. ☐ Deletion of Inventor(s) Signed statement attached deleting inventor(s) named in the prior application
5. ☒ Incorporation by Reference: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6. ☐ Computer Code Listing (See 1.96)
  - a. ☐ Microfiche Appendix
  - b. ☐ CD-Rom (in duplicate, with separate transmittal)
7. ☐ Nucleotide and/or Amino Acid Sequence Submission
  - a. ☐ Computer Readable Copy
  - b. ☐ Paper Copy
  - c. ☐ Statement verifying above copies
8. ☐ Small Entity Status
  - ☐ is claimed
  - ☐ Statement filed in prior application; status still proper and desired
  - ☐ is no longer claimed.

## ACCOMPANYING APPLICATION PARTS


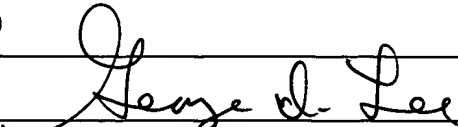
9. ☐ Assignment Papers
10. ☐ Power of Attorney
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement (IDS)
  - ☐ PTO-1449 Form
  - ☐ Copies of IDS Citations
13. ☒ Preliminary Amendment
14. ☒ Return Receipt Postcard (Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)
16. ☒ A Request for non-publication pursuant to 35 USC 122(b)(2)(B)(i)
17. ☐ Other:

18. ☒ This is a CONTINUING APPLICATION. Please note the following:

- a. ☒ This is a ☐ Continuation ☒ Divisional ☐ Continuation-in-part of prior application 09/067,144, filed April 27, 1998.
- b. ☒ Cancel in this application original claims 1-22 and 39 of the prior application and add claims 41-53 before calculating the filing fee. (At least one claim must remain.)
- c. ☒ Amend the specification by inserting before the first line the sentence:  
This is a ☐ continuation ☒ divisional ☐ continuation-in-part of application Serial No. 09/067,144, filed April 27, 1998.
- d. ☒ The prior application is assigned of record to 3Com Corporation.

## UTILITY PATENT APPLICATION TRANSMITTAL

Attorney Docket No. 98,169-A

APPLICATION FEES				
BASIC FEE				\$ 710.00
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total Claims	31 -20=	11	x \$18.00	\$ 198.00
Independent Claims	4 - 3=	1	x \$80.00	\$ 80.00
<input type="checkbox"/> Multiple Dependent Claims(s) if applicable			+\$270.00	\$
Total of above calculations =				\$
Reduction by 50% for filing by small entity =				\$( )
<input type="checkbox"/> Assignment fee if applicable			+\$40.00	\$
TOTAL =				\$ 988.00
19. <input type="checkbox"/> Please charge my Deposit Account No. 13-2490 in the amount of \$				
20. <input checked="" type="checkbox"/> A check in the amount of 988.00 is enclosed.				
21. The Commissioner is hereby authorized to credit overpayments or charge any additional fees of the following types to Deposit Account No. 13-2490:				
a. <input checked="" type="checkbox"/> Fees required under 37 CFR 1.16.				
b. <input checked="" type="checkbox"/> Fees required under 37 CFR 1.17.				
c. <input checked="" type="checkbox"/> Fees required under 37 CFR 1.18.				
22. The Commissioner is hereby generally authorized under 37 CFR 1.136(a)(3) to treat any future reply in this or any related application filed pursuant to 37 CFR 1.53 requiring an extension of time as incorporating a request therefor, and the Commissioner is hereby specifically authorized to charge Deposit Account No. 13-2490 for any fee that may be due in connection with such a request for an extension of time.				
23. CERTIFICATE OF MAILING				
I hereby certify that, under 37 CFR § 1.10, I directed that the correspondence identified above be deposited with the United States Postal Service as "Express Mail Post Office to Addressee," addressed to the Asst. Commissioner for Patents, Box Patent Application, Washington, DC 20231, on the date indicated below.				
24. USPTO CUSTOMER NUMBER				
 20306 PATENT TRADEMARK OFFICE McDonnell Boehnen Hulbert & Berghoff				
25. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED				
Name	George I. Lee			
Reg. No.	39,269			
Signature				
Date	July 10, 2001			

UTIL (Rev. 11/21/00)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**(Case No. 98,169-A)**

**In re Application of:**

**Lee F. Holeva**

**Serial No.: To be assigned**

**Filed: Herewith**

**For: Method and System for Automatic Gain  
Control with Adaptive Table Lookup**

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)  
) **Examiner: To be assigned**  
)  
) **Group Art Unit: To be assigned**  
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**Box New App.**

Asst. Commissioner for Patents  
Washington, D.C. 20231-9999

**TRANSMITTAL LETTER**

1. We are transmitting herewith the attached papers for the above-identified patent application:

- ☒ New Utility Application Transmittal for Divisional Application (2 sheets);
- ☒ Request for Non-Publication (1 sheet);
- ☒ Preliminary Amendment (7 sheets);
- ☒ Return Receipt Postcard;
- ☒ Specification (including claims and abstract); and
- ☒ Copy of Oath.

2. With respect to fees:

- ☒ Enclosed please find a check in the amount of \$988.00 for New Large Entity Divisional Application Filing Fee.

3. **GENERAL AUTHORIZATION TO CHARGE OR CREDIT FEES:** Please charge any additional fees or credit overpayment to Deposit Account No. **13-2490**. A duplicate copy of this sheet is enclosed.

4. **CERTIFICATE OF MAILING BY "EXPRESS MAIL" UNDER 37 CFR § 1.10:** The undersigned hereby certifies that this Transmittal Letter and the papers, as described hereinabove, are being deposited with the United States Postal Service with sufficient postage as "Express Mail Post Office to Addressee" in an envelope addressed to: Asst. Commissioner for Patents, Box New Application, Washington, D.C. 20231, on this 10<sup>th</sup> day of **July, 2001**. Express Mail No. **EL604651428US**.

By: \_\_\_\_\_

**George I. Lee**

**Reg. No. 39,269**

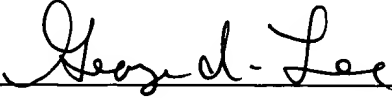
**REQUEST AND CERTIFICATION  
UNDER  
35 U.S.C. 122(b)(2)(B)(i)**

Attorney Docket No. 98,169-A

First Named Inventor Lee F. Holeva

Express Mail Label No. EL604651428US

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

Name	McDonnell Boehnen Hulbert & Berghoff
Address	32 <sup>nd</sup> Floor, 300 South Wacker Drive
City, State, Zip	Chicago, Illinois 60606
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED	
Name/Reg. No.	George I. Lee / 39,269
Signature	
Date	July 10, 2001